



00766.000043

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
AKIHIRO UMEZAWA, ET AL. ) Examiner: Ram R. Shukla  
Application No.: 09/749,728 ) Group Art Unit: 1632  
Filed: December 28, 2000 )  
For: THE CELL HAVING THE )  
POTENTIALITY OF )  
DIFFERENTIATION INTO )  
CARDIOMYOCYTES ) February 27, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

03/04/2004 AWONDAF1 00000033 09749728

03 FC:1806

180.00 OP

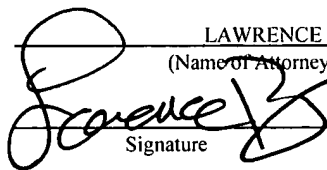
I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

February 27, 2004

(Date of Deposit)

LAWRENCE S. PERRY

(Name of Attorney for Applicant)



Signature

February 27, 2004

Date of Signature

Reference A (Saibo Kogaku (Cell Technology)) was cited in the International Preliminary Examination Report

We also enclose a check for the required fee of \$180.00 to cover the Information Disclosure Statement under 37 C.F.R. 1.97.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicants  
Lawrence S. Perry  
Registration No. 31,865

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

FORM PTO 1449 (modified)  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)		ATTY DOCKET NO. <b>00766.000043</b>	APPLICATION NO. <b>09/749,728</b>
		APPLICANT <b>Akihiro Umezawa, et al.</b>	
		FILING DATE <b>December 28, 2000</b>	GROUP <b>1632</b>

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT	

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)	
A	Saibo Kogaku (Cell Technology) (Jun, 1999) Vol. 18, No. 6, pp. 848-851
B	Azizi, et al., "Engraftment and migration of human bone marrow stromal cells implanted in the...", <i>Proc. Natl. Acad. Sci. USA</i> , Vol. 95, pp. 3908-3913 (March, 1998)
C	Pittenger, et al., "Multilineage Potential of Adult Human...", <i>Science</i> , Vol. 284, pp. 143-147 (April, 1999)
D	Peterson, et al., "Bone Marrow as a Potential Source of Hepatic...", <i>Science</i> , Vol. 284, pp. 1168-1170 (May, 1999)

EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 1 of 1